

SWIDLER BERLIN SHEREFF FRIEDMAN, LLP

3000 K STREET, NW, SUITE 300
WASHINGTON, DC 20007-5116
TELEPHONE (202) 424-7500
FACSIMILE (202) 424-7647

NEW YORK OFFICE
405 LEXINGTON AVENUE
NEW YORK, NY 10174

July 26, 2000

VIA HAND DELIVERY

DOCKET FILE COPY ORIGINAL

RECEIVED

JUL 26 2000

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Magalie Roman Salas
Commission Secretary
Federal Communications Commission
Portals II
445 12th Street, S.W., Suite TW-A325
Washington, D.C. 20554

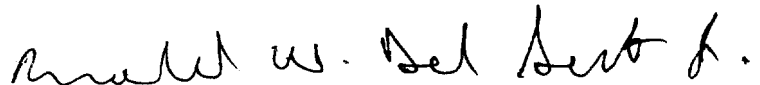
Re: CC Docket 99-200; Comments of RCN Telecom Services, Inc. and its Affiliate
21st Century Telecom Group, Inc.

Dear Secretary Salas:

On behalf of RCN Telecom Services, Inc. and its affiliate 21st Century Telecom Group, Inc. (collectively "RCN"), enclosed please find an original and four (4) copies of RCN's comments in the above-referenced docket. Please date stamp and return the enclosed extra copy. Please also find an electronic version of the comments on the enclosed diskette.

Should you have any questions with respect to this matter, please do not hesitate to call Ron Del Sesto at (202) 945-6923.

Respectfully submitted,



Ronald W. Del Sesto, Jr.

Counsel for RCN Telecom Services, Inc.

Enclosures

No. of Copies rec'd 074
List A B C D E

BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C. 20554

RECEIVED

JUL 26 2000

In the Matter of

Numbering Resource Optimization

)
)
)
)
)

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

CC Docket No. 99-200

To: The Commission

**COMMENTS IN SUPPORT OF THE MOTION FOR EXTENSION OF TIME
FILED BY ALTS, COMPTel AND PCIA**

RCN Telecom Services, Inc., through undersigned counsel and on behalf of itself and its affiliate,¹ (collectively "RCN") files these comments in support of the motion for extension of time filed by the Association for Local Telecommunications Services ("ALTS"), the Competitive Telecommunications Association ("CompTel"), and the Personal Communications Industry Association ("PCIA") (collectively the "Joint Movants"). The Joint Movants requested that the Federal Communications Commission ("FCC") extend the filing deadline by 90 days for the Numbering Resource Utilization/ Forecast Report, FCC Form 502, that the FCC adopted in the *Report and Order and Further Notice of Proposed Rulemaking* ("*Report and Order*") in the above-captioned proceeding.² As set out in the Joint Movants' motion, granting this motion would serve the public interest because the requested extension would ultimately result in data being made available to NANPA, the FCC and the states quicker and with less errors than if carriers are required to meet the current filing deadline.

RCN commends the FCC for adopting and implementing the administrative procedures set out in its *Report and Order*. Effective reporting, collection and analysis of numbering data is

¹ RCN's affiliate, 21st Century Telecom Group, Inc., joins these comments in support of the Joint Movants' motion.

² *Numbering Resource Optimization*, Report and Order and Further Notice of Proposed Rulemaking, CC Docket No. 99-200, FCC 00-104 (rel. March 31, 2000).

an essential component of the number conservation effort. RCN fully supports the FCC and the state commissions in their efforts to alleviate number exhaust.

As expressed by RCN in previous pleadings, numbers need to remain accessible to carriers seeking to enter the local exchange market if facilities-based competition is to take root throughout the market. RCN is a facilities-based provider of telecommunications services in many markets throughout the United States and is well aware of the problems caused by number exhaust. RCN is dependent upon access to numbering resources both to initiate and expand its services offerings. RCN's ability to compete effectively for new customers, and to continue to serve the needs of existing customers in an efficient and cost effective manner, is wholly dependent upon its ability to obtain non-discriminatory and timely access to numbering resources. As a result, RCN is acutely aware of the importance of the FCC's *Report and Order* and is further aware of the importance of the data collected through Form 502.

RCN agrees with the Joint Movants that the first round of reporting data collected through Form 502 is critically important. (See *Joint Movants' Motion*, at p.3). State commissions and the North American Numbering Plan Administrator ("NANPA") will use the data to structure their number conservation efforts. Furthermore, the data collected during this round will serve as a foundation for subsequent reports and future number optimization measures. As state commissions will have the ability to withhold numbering resources from carriers under certain circumstances, it is vitally important that the collected information is as complete and accurate as possible.

RCN is in the process of developing and implementing an internal system for gathering, processing and reporting the data requested in FCC Form 502 to NANPA. Without automated systems, RCN must manually perform switch-by-switch data sweeps and must query each switch

to gather information about 1000 blocks by rate center. Since RCN has more than one internal number management system, RCN must repeat the data sweeps for each separate system. Aside from the cost involved in manually amassing the required information, it is a laborious, time-consuming process for any company to complete in one month's time. Rather than forcing carriers to submit estimated or incomplete data, the FCC should extend the filing deadline.

The FCC should also note that Form 502 did not become available to carriers until June 29, 2000. (*See Joint Movants' Motion*, at p.4) Since it is a new form that requires carriers to submit extensive amounts of data, additional instruction is needed in order to ensure that it is properly completed. There are many outstanding questions raised by the *Report and Order* that require clarification in order to accurately complete the Form. For example, the FCC's definition of intermediate numbers requires further analysis, yet carriers must report on the use of such numbers on Form 502. (*See Joint Movants' Motion*, at p.6).

RCN is also concerned that a standardized Electronic File Transfer format may not be available to carriers until after August 1, 2000. (*See Joint Movants' Motion*, at pp.2-3). In the *Report and Order*, carriers were directed to file Form 502 electronically. (*See Report and Order*, at ¶53). However, NANPA is not required to establish a method for EFT until July 31, 2000. (*See Joint Movants' Motion*, at p.3, n.6). Consequently, RCN must either manually prepare and file the report or create and submit its own EFT file which may or may not be consistent with standards set out by NANPA. Thus, it is conceivable that RCN may have to re-submit its data at a later date because its file is not compatible with the standards adopted by NANPA. (*See Joint Movants' Motion*, at p.5).

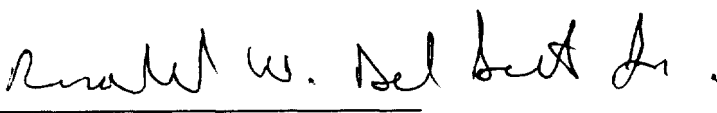
RCN joins the motion submitted by the Joint Movants and respectfully requests the FCC grant it a modest 90 day extension of the reporting deadline. Granting this request will serve the

public interest as it will allow RCN to submit complete and accurate information regarding the demand for, and utilization of, numbering. A brief extension of the reporting deadline would provide necessary additional time to allow RCN to: (1) continue to develop and implement internal systems for automatically collecting, analyzing and reporting the data requested on Form 502 to the NANPA; (2) perfect its understanding of the reporting requirements as set out in the *Report and Order* and; (3) submit its data in a standard format designed by the NANPA.

CONCLUSION

For the foregoing reasons, RCN respectfully requests that the FCC grant the Joint Movants' motion allowing for a 90 day extension so that RCN can continue to work in good faith to file Form 502 no later than November 1, 2000.

Respectfully submitted,

By: 

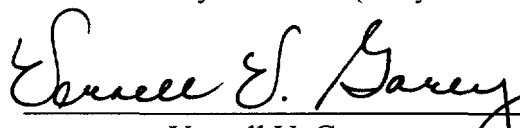
Russell M. Blau
Ronald W. Del Sesto, Jr.
Swidler Berlin Shereff Friedman, LLP
Suite 300
3000 K Street, NW
Washington, D.C. 20007
(202) 424-7500
(202) 424-7645 (fax)

Counsel for RCN Telecom Services, Inc.

July 26, 2000

CERTIFICATE OF SERVICE

I, Vernell V. Garey, hereby certify that on July 26, 2000 the foregoing document was served by first class mail on the persons listed on the service list by U.S. mail (or by overnight delivery/hand delivery as marked*).


Vernell V. Garey

*HAND-DELIVERY

Magalie Roman Salas, Commission Secretary*
Office of the Secretary
Federal Communications Commission
445 12th Street, S.W.
Suite TW-A325
Washington, D.C. 20554

Jeanne Grimes*
Common Carrier Bureau
Federal Communications Commission
The Portals
445 12th Street, S.W.
Washington, D.C. 20554

Diane G. Harmon, Deputy Chief*
Common Carrier Bureau
Network Services Division
Federal Communications Commission
Suite 6-A207
445 12th Street, S.W.
Washington, D.C. 20554

Yog R. Varma, Deputy Chief*
Common Carrier Bureau
Federal Communications Commission
Suite 500H
445 12th Street, S.W.
Washington, D.C. 20554

International Transcription Service*
1231 20th Street, N.W.
Washington, D.C. 20054

Lawrence E. Strickling, Chief*
Common Carrier Bureau
Federal Communications Commission
Suite 500H
445 12th Street, S.W.
Washington, D.C. 20554

L. Charles Keller, Chief*
Common Carrier Bureau
Network Services Division
Federal Communications Commission
Suite 6-A207
445 12th Street, S.W.
Washington, D.C. 20554

Michael F. Altschul
Randall S. Coleman
Lolita D. Smith
Cellular Telecommunications Industry Association
Suite 800
1250 Connecticut Avenue, N.W.
Washington, D.C. 20036

Peter Arth, Jr.
Lionel B. Wilson
Helen M. Mickiewicz
Attorneys for the Public Utilities Commission
State of California
505 Van Ness Avenue
San Francisco, CA 94102

Maryland Office of People's Counsel
6 St. Paul Street
Suite 2102
Baltimore, MD 21202-6806

Carol Ann Bischoff
Terry Monroe
Competitive Telecommunications Association
1900 M Street, N.W., Suite 800
Washington, D.C. 20036

Michael A. Sullivan
15 Spencer
Somerville, MA 02144

E. Barclay Jackson
New Hampshire Public Utilities Commission
8 Old Suncook Road
Concord, NH 03301

Gary Crabtree
Belton School District #124
Director Finance/Support Services
110 W. Walnut
Belton, MO 64012

Kathryn Marie Krause
Eldridge A. Stafford
US West Communications, Inc.
1020 19th Street., N.W., Suite 700
Washington, D.C. 20036

Norman D. Cunningham
Assistant Superintendent, Support Services
Cypress-Fairbanks Independent School District
12510 Windfern Road
Houston, TX 77064-3108

Maine Public Advocate
State House Station 112
Augusta, ME 04333

Jay C. Keithley
Attorney for Sprint Corporation
401 9th Street, N.W., Suite 400
Washington, D.C. 20004

Jack A. Holzer
Communications Services Manager
Johnson County Sheriff's Office
125 North Cherry Street
Olathe, KS 66061

Emprise Bank
3900 W Central Avenue
Wichita, KS 67203-4987

Howard J. Symons
Sara F. Seidman
Amy L. Bushyeager
Counsel for AT&T Corp.
Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, PC
701 Pennsylvania Avenue, NW, Ste 900
Washington, D.C. 20004

Sandra K. Williams
Attorney for Sprint Corporation
6360 Spring Parkway
Mailstop: KSOPHE0302-3D203
Overland Park, KS 66251

Lisa L. karstetter
Programmer/Telecom Analyst
City of Olathe, Kansas
P.O. Box 178
100 West Santa Fe Drive
Olathe, KS 66061

R. Gregg Reep, Mayor
The City of Warren
P.O. Box 352
Warren, Arkansas 71671

Florida Office of Public Counsel
c/o Florida Legislature
111 West Madison Street, #812
Tallahassee, FL 32399-1400

J.G. Harrington
Laura Roecklein
Counsel for Cox Communications, Inc.
Dow, Lohnes & Albertson, PLLC
1200 New Hampshire Ave, N.W.
Ste 800
Washington, D.C. 20036

Susan M. Eid
Richard A. Karre
MediaOne Group, Inc.
1919 Pennsylvania Ave, N.W., Ste 610
Washington, D.C. 20006

Jean Dols
Interim C.I.O.
Harris County Hospital District
P.O. Box 66769
Houston, Texas 77266

Indiana Office of Utility Consumer Counsel
100 N. Senate Avenue, Room N501
Indianapolis, IN 46204-2215

George N. Barclay
Michael J. Ettner
General Services Administration
1800 F Street, N.W., Room 4002
Washington, D.C. 20405

John M. Goodman
Attorney for Bell Atlantic
1300 I Street, N.W., Suite 400 West
Washington, D.C. 20005

Lawrence G. Malone
Public Service Commission of the State of New York
Three Empire State Plaza
Albany, NY 12223-1350

John W. Hunter
Lawrence E. Sarjeant
Linda L. Kent
Julie E. Rones
Keith Townsend
United States Telecom Association
1401 H Street, N.W., Suite 600
Washington, D.C. 20005

Jennifer Fagan
Office of Regulatory Affairs
Public Utility Commission of Texas
1701 N. Congress Avenue
Austin, TX 78711

John F. Raposa
GTE Service Corporation
600 Hidden Ridge, HQE03J27
P.O. Box 152092
Irving, TX 75015

Texas Office of Public Utility Counsel
1701 North Congress Avenue., Ste 9-180
P.O. Box 78701
Austin, TX 78701

M. Susan Savage, Mayor
Office of the Mayor
City of Tulsa
200 Civic Center
Tulsa, Oklahoma 74103

David Cosson
John Kuykendall
Counsel for Rural Independent Competitive Alliance
Kraskin, Lesse & Cosson, LLP
2120 L Street, N.W., Ste. 520
Washington, D.C. 20037

Louise M. Tucker
Telcordia Technologies, Inc.
2020 K Street, N.W., Ste 400
Washington, D.C. 20006

James T. Hannon
Counsel for US West Communications, Inc.
Suite 700
1020 19th Street, N.W., Ste 700
Washington, D.C. 20036

Joseph Assenzo
Sprint PCS
4900 Main Street, 11th Floor
Kansas City, MO 64112

Judith St. Ledger-Roty
Todd D. Daubert
Jennifer Kashatus
Counsel for Personal Communications Industry
Assoc.
Kelley Drye & Warren LLP
1200 19th Street, Ste 500
Washington, D.C. 20036

Sue Frank, Mayor
Raytown
10000 East 59th Street
Raytown, MO 64133

John S. DiBene
Roger K. Toppins
Alfred G. Richter, Jr.
Attorneys for SBC Communications, Inc.
1401 I Street, N.W., Ste 1100
Washington, D.C. 20005

Michael S. Slomin
Telcordia Technologies, Inc.
445 South Street, MCC-1J130R
Morristown, NJ 07960

Leon Kestenbaum
Counsel for Sprint
401 9th Street, N.W., Suite 400
Washington, D.C. 20004

Henry G. Hultquist
Mary De Luca
Chuck Goldfarb
Mark T. Bryant
MCI WorldCom, Inc.
1801 Pennsylvania Avenue., N.W.
Washington, D.C. 20006

James S. Blaszak
Counsel for Ad Hoc Telecommunications
Users Committee
Levine, Blaszak, Block & Boothsby LLP
2001 L Street, N.W., Ste 900
Washington, D.C. 20036

Mark C. Rosenblum
Roy E. Hoffinger
James H. Bolin, Jr.
AT&T Corporation
295 North Maple Avenue
Room 1130M1
Basking Ridge, NJ 07920

Marlene L. Johnson
Chairperson
District of Columbia Public Service Commission
717 14th Street, N.W.
Washington, D.C. 20005

James Bradford Ramsay
National Association of Regulatory
Utility Commissioners
1101 Vermont Avenue, N.W., Suite 200
Washington, D.C. 20005

Michael B. Adams, Jr.
Benjamin H. Dickens, Jr.
Blooston, Mordkofsky, Jackson & Dickens
2120 L Street, N.W.
Washington, D.C. 20037

Jonathan M. Chambers
Vice President-Federal Regulatory Affairs
Sprint PCS
401 9th Street, N.W., Suite 400
Washington, D.C. 20004

Peggy Arvanitas
P.O. Box 8787
Seminole, FL 33705

Teya M. Penniman
Attorneys for Oregon Public Utility Commission
Room 330
550 Capitol Street, N.E.
Salem, OR 97310-1380

Jonathan M. Askin
Teresa K. Gaugler
Association for Local Telecommunications Services
888 17th Street, N.W., Ste 900
Washington, D.C. 20006

Richard Askoff
Joe A. Douglas
National Exchange Carriers Association, Inc.
80 South Jefferson Road
Whippany, NJ 07981

Pennsylvania Office of Consumer Advocate
555 Walnut Street
54th Floor, Forum Place
Harrisburg, PA 17101

Jonathan E. Canis
Todd D. Daubert
Counsel for 2nd Century Communications, LLP
Kelley, Drye & Warren LLP
1200 19th Street, N.W., Ste 500
Washington, D.C. 20036

Robert J. Aamoth
Todd D. Daubert
Attorneys for Competitive Telecommunications
Association
Kelley, Drye & Warren LLP
1200 19th Street, N.W., Ste 500
Washington, D.C. 20036

Missouri Office of Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

Robert L. Hoggarth
Harold Salters
Personal Communications Industry Association
500 Montgomery Street, Suite 700
Alexandria, VA 22314-1561

Cynthia B. Miller
Bureau of Intergovernmental Liaison
Florida Public Service Commission
2540 Shumard Oak Blvd.
Tallahassee, FL 32399

Joel H. Cheskis
Office of Consumer Advocate
555 Walnut Street
Forum Place, 5th Floor
Harrisburg, PA 17101

John T. Scott, III
Vice President and Deputy General Counsel
Regulatory Law
Verizon Wireless
1001 Pennsylvania Ave, N.W.
Washington, D.C. 20004

Robert Foosaner
Lawrence R. Krevor
Laura L. Holloway
James B. Goldstein
Nextel Communications, Inc.
2001 Edmund Halley Drive
Reston, VA 20191

Marc D. Poston
Missouri Public Service Commission
301 West High Street, Room 750
Jefferson City, MO 65101

The Office of People's Counsel
District of Columbia
1133 15th Street, N.W., Suite 500
Washington, D.C. 20005

Andre J. Lachance
GTE Service Corporation
1850 M Street, N.W.
Washington, D.C. 20036

L. Marie Guillory
Daniel Mitchell
National Telephone Cooperative Association
4121 Wilson Blvd., 10th Floor
Arlington, VA 22203

Elizabeth H. Liebschutz
State of New York Dept. of Public Service
Three Empire State Plaza
Albany, NY 12223

Brian Thomas O'Connor
Robert A. Calaff
Vicestream Wireless Corporation
1300 Pennsylvania Avenue, N.W., Ste 700
Washington, D.C. 20004

The Utility Reform Network
711 Van Ness Avenue, Suite 350
San Francisco, CA 94102

Trina Bragdon, Esq.
Maine Public Utilities Commission
242 State Street
State House Station 18
Augusta, ME 04333

James D. Mullins
Emergency Medical Services Authority
1417 North Lansing Avenue
Tulsa, OK 74106

Richard W. Rindler
Jeanne W. Stockman
Counsel for Allegiance Telecom, Inc.
Swidler Berlin Shereff Friedman, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007

James U. Troup
Robert H. Jackson
Attorneys for Iowa Telecommunications Services,
Inc.
Arter & Hadden LLP
1801 K Street, N.W., Ste 400K
Washington, D.C. 20006-1301

Deanne M. Brutts
Frank B. Wilmarth
Bohdan R. Pankiw
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105

Russell C. Merbeth
Daniel F. Gonos
Winstar Communications, Inc.
1146 19th Street, N.W.
Washington, D.C. 20036

Douglas I. Brandon
AT&T Wireless Services, Inc.
1150 Connecticut Avenue, N.W., Ste 400
Washington, D.C. 20036

Lawrence Ausubel, Co-President
Peter Cramton, Chairman
Paul Milgrom, Co-President
Counsel for Maine Public Utilities Commission
Spectrum Exchange Group, LLC
2920 Garfield Terrace N.W.
Washington, D.C. 20008

Cheryl A. Tritt
Frank W. Krogh
Counsel for NeuStar, Inc.
Morrison & Foerster LLP
2000 Pennsylvania Avenue, N.W.
Suite 5500
Washington, D.C. 20006-1888

California Office of Ratepayers Advocates
505 Van Ness Avenue, Room 4202
San Francisco, CA 94102

Daniel Gonzalez
R. Gerard Salemmme
Esther Northrup
Nextlink Communications, Inc.
1730 Rhode Island Ave, N.W.
Suite 1000
Washington, D.C 20036

Richard W. Rindler
Ronald W. Del Sesto, Jr., Esq.
Counsel for RCN Telecom Services, Inc.
Swidler Berlin Shereff Friedman, LLP
3000 K Street, N.W., Suite 300
Washington, D.C. 20007

Charles Ghini
Deputy Chief Information Officer
State Technology Officer
Florida Department Management Services
4030 Esplanade Way, Suite 180
Tallahassee, FL 32399-0950

Brian Conboy
Thomas Jones
Counsel for Time Warner Telecom
Willkie Farr & Gallagher
Three Lafayette Center
1155 21st Street, N.W.
Washington, D.C. 20036

Daniel M. Waggoner
Robert S. Tanner
Dale Dixon
Davis Wright Tremaine, LLP
1500 K Street, N.W.
Washington, D.C. 20005

Marsha N. Cohan
Professor of Law
Hastings College of Law
University of California
200 McAllister Street
San Francisco, CA 94102